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MAY 20 2005

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the application of  
Whetsel

TI-14124D.4

Application No. 10/689,374

Art Unit: 2133

Filed: 10/20/2003

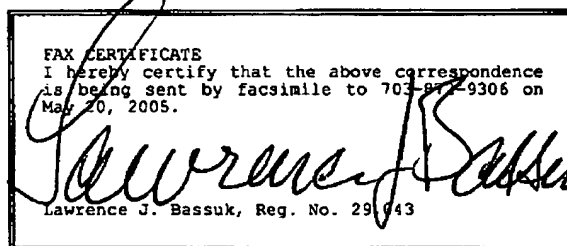
Examiner: Britt, Cynthia

Title: IC With Protocol Selection Memory Coupled to Serial Scan  
Path

**TERMINAL DISCLAIMER TO OBVIATE A PROVISIONAL DOUBLE  
PATENTING REJECTION OVER APPLICATION NUMBER 10/649,274**

May 20, 2005

Asst. Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313



Dear Sir:

Petitioner, Texas Instruments Incorporated, a Delaware Corporation having a principal place of business at 12500 TI Boulevard, Dallas, Texas 75266; P.O. Box 660199 is the owner of 100 percent interest in the instant application.

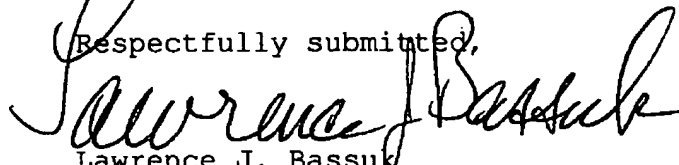
Petitioner hereby disclaims, except as provided below, the terminal part of the statutory term of any patent granted on the instant application, which would extend beyond the expiration date of the full statutory term defined in 35 U.S.C. 154 to 156 and 173 as shortened by any terminal disclaimer filed prior to the grant of any patent granted on pending second Application Serial Number 10/649,274, filed on 08/27/2003. Petitioner hereby agrees that any patent so granted on the instant application shall be enforceable only for and during such period that it and any patent granted on the second application are commonly owned. This

agreement runs with any patent granted on the instant application and is binding upon the grantee, its successors or assigns.

In making the above disclaimer, petitioner does not disclaim the terminal part of any patent granted on the instant application that would extend to the expiration date of the full statutory term as defined in 35 U.S.C. 154 to 156 and 173 of any patent granted on the second application, as shortened by any terminal disclaimer filed prior to the patent grant, in the event that any such granted patent: expires for failure to pay a maintenance fee, is held unenforceable, is found invalid by a court of competent jurisdiction, is statutorily disclaimed in whole or terminally disclaimed under 37 CFR 1.321, has all claims cancelled by a reexamination certificate, is reissued, or is in any manner terminated prior to the expiration of its full statutory term as shortened by any terminal disclaimer filed prior to its grant.

Please charge the statutory disclaimer fee under 37 CFR 1.20(d) of \$130.00 to Deposit Account No. 20-0668 of Texas Instruments Incorporated.

(Respectfully submitted,



Lawrence J. Bassuk  
Attorney for assignee  
Reg. No. 29,043

Texas Instruments Incorporated  
P.O. Box 655474, MS 3999  
Dallas, TX 75265  
972-917-5458

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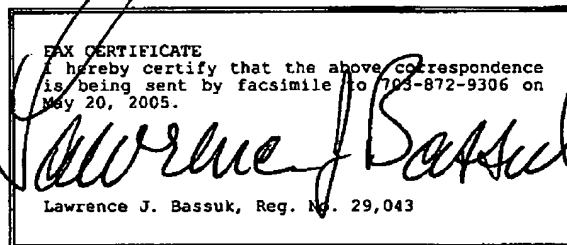
TERMINAL DISCLAIMER TO OBVIATE A DOUBLE PATENTING

REJECTION OVER US 5,905,738

05/24/2005 FFANAEIA 00000046 200668 10689374

02 FC:1814 130.00 DA  
May 20, 2005

Asst. Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313



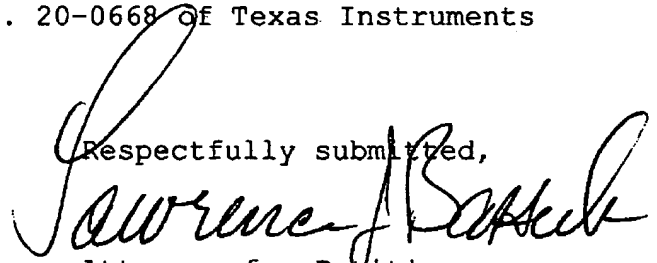
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In making the above disclaimer, petitioner does not disclaim the terminal part of any patent granted on the instant application that would extend to the expiration date of the full statutory term as defined in 35 U.S.C. 154 to 156 and 173 of the prior patent, as presently shortened by any terminal disclaimer, in the event that it later: expires for failure to pay a maintenance fee, is held unenforceable, is found invalid by a court of competent jurisdiction, is statutorily disclaimed in whole or terminally disclaimed under 37 CFR 1.321, has all claims cancelled by a reexamination certificate, is reissued, or is in any manner terminated prior to the expiration of its full statutory term as presently shortened by any terminal disclaimer.

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Respectfully submitted,



Attorney for Petitioner  
Lawrence J. Bassuk  
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